

BINGHAM MCCUTCHEN LLP
JOHN D. PERNICK (SBN 155468)
AMY G. JUNE (SBN 218610)
Three Embarcadero Center
San Francisco, CA 94111
Telephone: 415.393.2000
Facsimile: 415.393.2286
john.pernick@bingham.com

Attorneys for Defendants Barclays Capital Inc., Deutsche Bank Securities Inc., J.P. Morgan Securities Inc., and Oppenheimer & Co., Inc

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

12 **WEST VIRGINIA LABORERS'**
13 **TRUST FUND**, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

16 STEC, INC., MANOUCH
17 MOSHAYEDI, MEHRDAD
17 MOSHAYEDI, RAYMOND D.
18 COOK, RAJAT BAHRI, BARCLAYS
18 CAPITAL INC., DEUTSCHE BANK
19 SECURITIES, INC., J.P. MORGAN
19 SECURITIES, INC., and
OPPENHEIMER & CO., INC..

Defendants.

CASE NO.: SACV 11-01171-JVS (MLGx)

**NOTICE OF JOINDER AND
JOINDER TO STEC DEFENDANTS'
OPPOSITION TO PLAINTIFF'S
MOTION TO REMAND**

Judge: Hon. James V. Selna
Court: 10C
Date: September 19, 2011
Time: 1:30 p.m.

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 **PLEASE TAKE NOTICE.** that on September 19, 2011, at 1:30 p.m. before
3 the Honorable James V. Selna, United States District Judge, located at the Ronald
4 Reagan Federal Building and U.S. Courthouse, 411 West Fourth Street, Courtroom
5 10C, Santa Ana, California 92701, Defendants Barclays Capital Inc., Deutsche
6 Bank Securities Inc., J.P. Morgan Securities Inc., and Oppenheimer & Co., Inc
7 (collectively, the “Underwriter Defendants”) hereby join in the opposition to
8 Plaintiff’s Motion to Remand filed by Defendants STEC, Inc., Manouch
9 Moshayedi, Mark Moshayedi, Raymond D. Cook, and Rajat Bahri (the “STEC
10 Defendants”) and incorporate the papers filed and arguments made by the STEC
11 Defendants, and respectfully request that Plaintiff’s motion to remand be denied,
12 and that this action be consolidated with *In re STEC, Inc., Securities Litigation*,
13 SACV 09-01304-JVS (the “Securities Class Action”).

14 The Motion is based on this Notice, the papers filed in connection with the
15 STEC Defendants' Opposition to Motion to Remand, the Court's record in this
16 matter, and the arguments of counsel.

17 | DATED: August 29, 2011

BINGHAM MCCUTCHEN LLP

By:

John D. Pernick
Attorneys for Defendants Barclays Capital Inc., Deutsche Bank Securities Inc., J.P. Morgan Securities Inc., and Oppenheimer & Co., Inc.